



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution of Intention to Abandon Pleasant Avenue, from Elm Street North to the Alley; Refer the Matter to the Planning Commission; and Set a Public Hearing for October 3, 2001

MEETING DATE: September 5, 2001

PREPARED BY: Public Works Director

RECOMMENDED ACTION: That the City Council adopt a resolution of intention to abandon Pleasant Avenue, from Elm Street north to the alley; refer the matter to the Planning Commission for approval; and set a public hearing for the regular Council meeting of October 3, 2001.

BACKGROUND INFORMATION: Abandonment of a 170-foot length of Pleasant Avenue, from Elm Street to the alley north of Elm Street is requested to accommodate the construction of the Police building, as shown on Exhibit A. The proposed abandonment would be from the north right-of-way line of Elm Street to the south right-of-way line of the alley north of Elm Street. Construction is anticipated to proceed in April 2002.

Existing underground utilities (a 10-inch water main and a 4-inch low-pressure gas main), and City electrical poles and overhead services will be relocated.

Pacific Bell and AT&T Broadband have approved the street abandonment without conditions. The City of Lodi Electric Utility Department, Water/Wastewater Division, and PG&E have approved the abandonment on the condition existing utilities, as described above, be relocated. The Electric Utility Department is also requesting a 5-foot public utility easement with an 11.5-foot overhead easement be maintained along the north line of the street abandonment.

FUNDING: Not applicable.

Richard C. Prima, Jr.
Public Works Director

Prepared by Jeannie Matsumoto, Senior Engineering Technician
RCP/JHM/lm
Attachment

cc: Randy Hays, City Attorney
Rad Bartlam, Community Development Director
Gary Wiman, Construction Project Manager

APPROVED: _____

H. Dixon Flynn -- City Manager

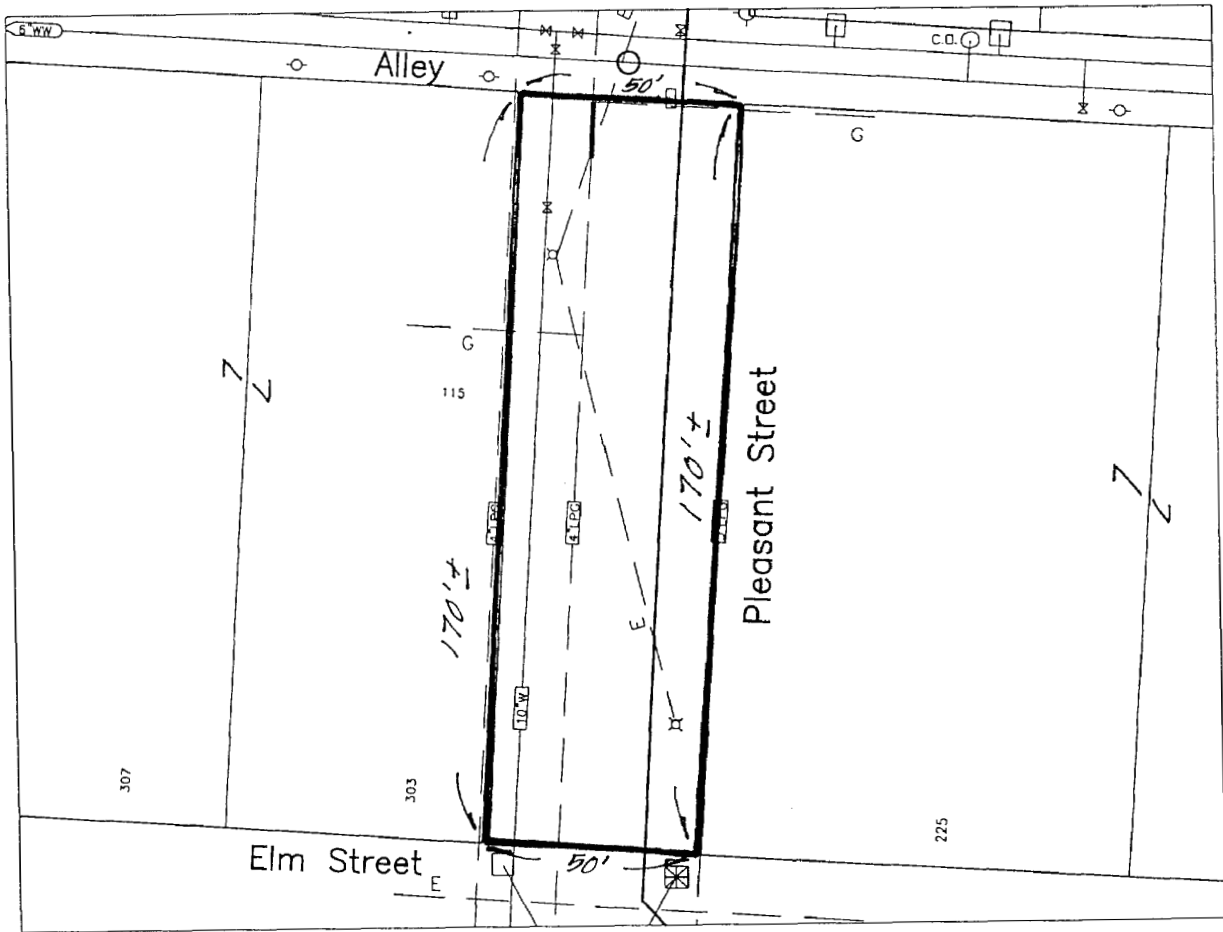
EXHIBIT A



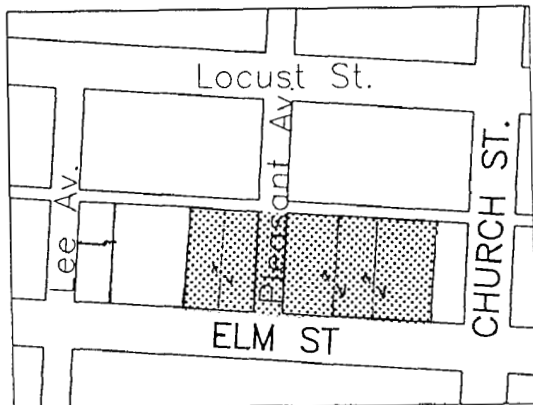
CITY OF LODI

PUBLIC WORKS DEPARTMENT

PLEASANT AVE. ABANDONMENT



SCALE: 1" = 40'



SCALE: 1" = 300'

RESOLUTION NO. 2001-213

A RESOLUTION OF THE LODI CITY COUNCIL DECLARING ITS
INTENTION TO ABANDON PLEASANT AVENUE, FROM ELM
STREET NORTH TO THE ALLEY, REFERRING THE MATTER
TO THE PLANNING COMMISSION, AND FIXING A DATE, TIME,
AND PLACE FOR A PUBLIC HEARING WHEN AND WHERE ALL
PERSONS INTERESTED IN OR OBJECTING TO THE
PROPOSED ABANDONMENT MAY BE HEARD

=====

BE IT RESOLVED by the City Council of the City of Lodi as follows:

It is the intention of the City Council of the City of Lodi, acting in accordance with the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California, to abandon 170-foot length of Pleasant Avenue, from Elm Street to the alley north of Elm Street, as shown on Exhibit A attached hereto and thereby made a part hereof.

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed abandonment.

BE IT FURTHER RESOLVED that this City Council does hereby fix Wednesday, October 3, 2001, at the hour of 7:00 p.m., in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, as the time and place when and where all persons interested in or objecting to this proposed abandonment may appear before this City Council and be heard.

BE IT FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of abandonment conspicuously along the line of the portion of street hereinabove described and proposed to be abandoned in the manner, form, and for the length of time set forth in Section 8323 of the Streets and Highways Code of the State of California.

BE IT FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to October 3, 2001 in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Dated: September 5, 2001

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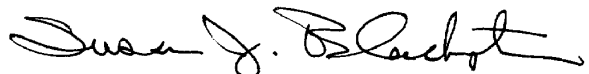
I hereby certify that Resolution No. 2001-213 was passed and adopted by the City Council of the City of Lodi in a regular meeting held September 5, 2001, by the following vote:

AYES: COUNCIL MEMBERS – Hitchcock, Howard, Land, Pennino and Mayor Nakanishi

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



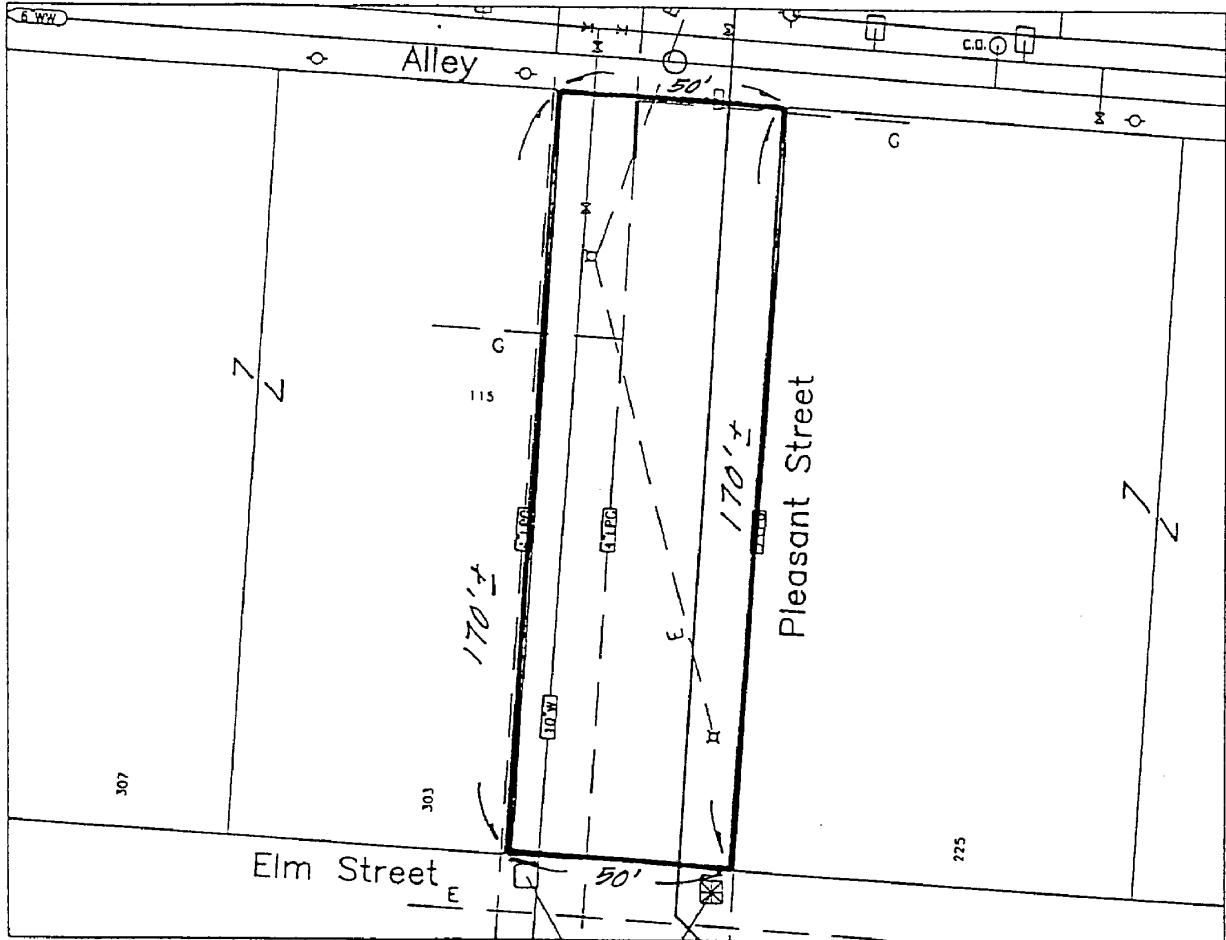
SUSAN J. BLACKSTON
City Clerk



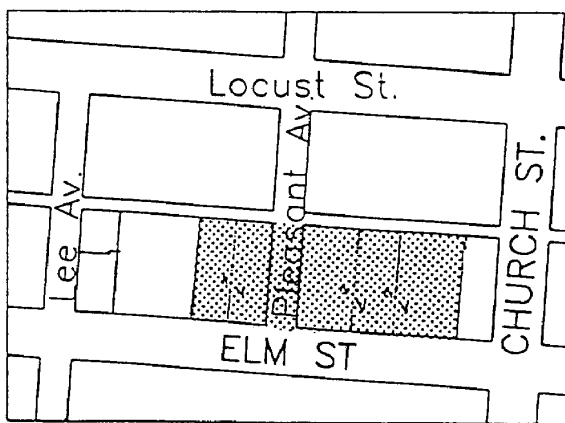
CITY OF LODI

PUBLIC WORKS DEPARTMENT

PLEASANT AVE. ABANDONMENT



SCALE: 1" = 40'




SCALE: 1" = 300'



MEMORANDUM
Office of the Lodi City Clerk

TO: Community Development Director

FROM: Susan J. Blackston 
City Clerk

DATE: September 7, 2001

SUBJECT: A RESOLUTION OF THE LODI CITY COUNCIL DECLARING ITS INTENTION
TO ABANDON PLEASANT AVENUE, FROM ELM STREET NORTH TO THE
ALLEY

Please be advised that the Lodi City Council at its regular meeting of September 5, 2001, adopted a resolution declaring its intention to abandon Pleasant Avenue, from Elm Street north to the alley (Exhibit A).

Further, the City Council referred the matter to the Planning Commission for its recommendation and set the matter for a Public Hearing before the Lodi City Council on October 3, 2001.

SJB/JMP


Attachment

cc: Public Works Department



MEMORANDUM
Office of the Lodi City Clerk

TO: Public Works Director

FROM: Susan J. Blackston 
City Clerk

DATE: September 7, 2001

SUBJECT: RESOLUTION OF INTENTION TO ABANDON PLEASANT AVENUE, FROM
ELM STREET NORTH TO THE ALLEY

Please be advised that the City Council, at its meeting of September 5, 2001, adopted Resolution No. 2001-213 declaring its intention to abandon Pleasant Avenue, from Elm Street North to the alley, and set it for public hearing on October 3, 2001.

Pursuant to law, the Public Works Department is required to post at least three copies of the subject resolution and map in the area to be abandoned at least 15 days prior to the Public Hearing. Upon completion of the posting, please forward a copy of the Affidavit of Posting to me for our records.

Please contact me should you have any questions.

SJB/JMP

Attachment



DECLARATION OF MAILING

SET PUBLIC HEARING FOR OCTOBER 3, 2001 TO CONSIDER RESOLUTION OF INTENTION TO ABANDON PLEASANT AVENUE FROM ELM STREET TO THE ALLEY NORTH OF ELM STREET TO ACCOMMODATE THE CONSTRUCTION OF THE POLICE BUILDING

On September 7, 2001 in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice and Map attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 7, 2001, at Lodi, California.

ORDERED BY:

**SUSAN BLACKSTON
CITY CLERK, CITY OF LODI**

ORDERED BY:

JACQUELINE L. TAYLOR
DEPUTY CITY CLERK


JENNIFER M. PERRIN
DEPUTY CITY CLERK

CITY COUNCIL

ALAN S. NAKANISHI, Mayor

PHILLIP A. PENNINO

Mayor Pro Tempore

SUSAN HITCHCOCK

EMILY HOWARD

KEITH LAND

CITY OF LODI

CITY HALL, 221 WEST PINE STREET

P.O. BOX 3006

LODI, CALIFORNIA 95241-1910

(209) 333-6702

FAX (209) 333-6807

H. DIXON FLYNN

City Manager

SUSAN BLACKSTON

City Clerk

RANDALL A. HAYS

City Attorney

EXHIBIT A

September 7, 2001

TO: Interested Parties

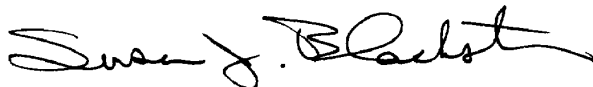
VACATION: TO ABANDON PLEASANT AVENUE, FROM ELM STREET NORTH TO THE ALLEY

This is to inform you that the City Council at its regular meeting on September 5, 2001 adopted a Resolution of Intention to abandon Pleasant Avenue, from Elm Street north to the alley and set a public hearing for October 3, 2001.

Enclosed, for your information, is a certified copy of the resolution along with a map of the area to be abandoned.

In addition, this matter has been referred to the Planning Commission and will be heard at its regular meeting of September 26, 2001. Please contact the Community Development Department at (209) 333-6711 if you have any questions.

Should you have questions regarding the abandonment, please contact Public Works Director Richard Prima at (209) 333-6706.



Susan J. Blackston
City Clerk

SJB/jmp

Enclosure

cc: Public Works Director
Community Development Director

NOTICE OF PUBLIC HEARING

RESOLUTION NO. 2001-213

A RESOLUTION OF THE LODI CITY COUNCIL DECLARING ITS
INTENTION TO ABANDON PLEASANT AVENUE, FROM ELM
STREET NORTH TO THE ALLEY, REFERRING THE MATTER
TO THE PLANNING COMMISSION, AND FIXING A DATE, TIME,
AND PLACE FOR A PUBLIC HEARING WHEN AND WHERE ALL
PERSONS INTERESTED IN OR OBJECTING TO THE
PROPOSED ABANDONMENT MAY BE HEARD

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BE IT RESOLVED by the City Council of the City of Lodi as follows:

It is the intention of the City Council of the City of Lodi, acting in accordance with the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California, to abandon 170-foot length of Pleasant Avenue, from Elm Street to the alley north of Elm Street, as shown on Exhibit A attached hereto and thereby made a part hereof.

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed abandonment.

BE IT FURTHER RESOLVED that this City Council does hereby fix Wednesday, October 3, 2001, at the hour of 7:00 p.m., in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, as the time and place when and where all persons interested in or objecting to this proposed abandonment may appear before this City Council and be heard.

BE IT FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of abandonment conspicuously along the line of the portion of street hereinabove described and proposed to be abandoned in the manner, form, and for the length of time set forth in Section 8323 of the Streets and Highways Code of the State of California.

BE IT FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to October 3, 2001 in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Dated: September 5, 2001

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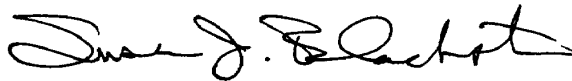
I hereby certify that Resolution No. 2001-213 was passed and adopted by the City Council of the City of Lodi in a regular meeting held September 5, 2001, by the following vote:

AYES: COUNCIL MEMBERS – Hitchcock, Howard, Land, Pennino and Mayor Nakanishi

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



SUSAN J. BLACKSTON
City Clerk

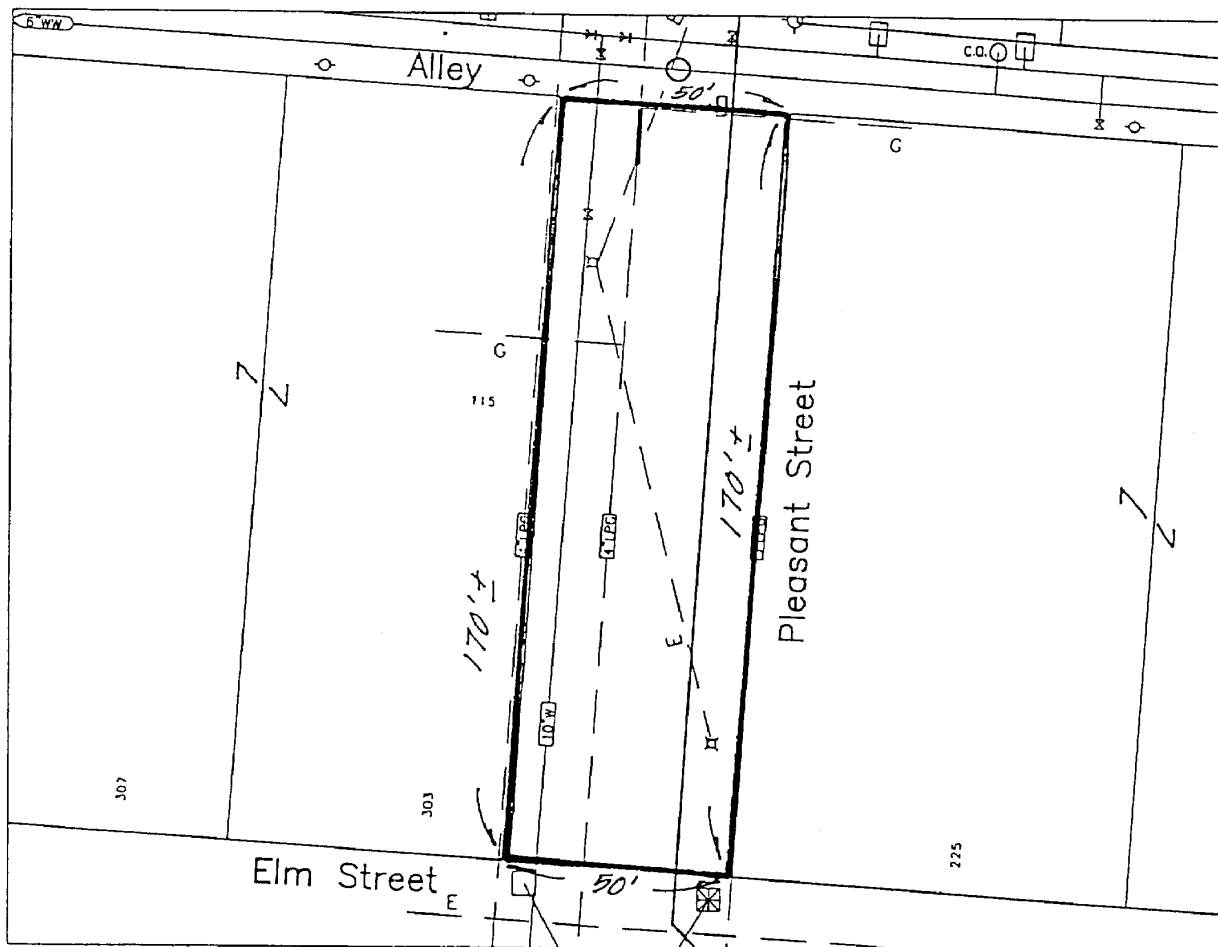
EXHIBIT A



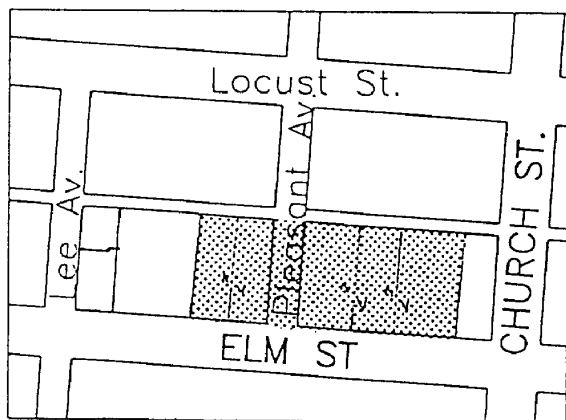
CITY OF LODI

PUBLIC WORKS DEPARTMENT

PLEASANT AVE.
ABANDONMENT



SCALE: 1" = 40'



SCALE: 1" = 300'

EXHIBIT B

**VACATION / ABANDONMENT
MAILING LIST**

RESOLUTION OF INTENTION (Setting Public Hearing)

Certified copy w/cover letter to:

PG&E
12 W. Pine Street
Lodi, CA 95240

AT&T
6343 Tam O'Shanter Drive
Stockton, CA 95210

Pacific Bell
44 W. Yokuts Avenue
Stockton, CA 95207

Central Valley Waste Services
P.O. Box 241001
Lodi, CA 95241-9501

Chief Deputy County Surveyor
Attn: Joe Bussalacci
1810 E. Hazelton Avenue
Stockton, CA 95205

Certified copies to:

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

RESOLUTION OF VACATION (After Public Hearing)

Certified copy w/cover letter:

PG&E

AT&T

Pacific Bell

Central Valley Waste Services

Chief Deputy County Surveyor

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

**PLEASANT AVE. ABANDONMENT (ELM ST. NORTH TO ALLEY)
PUBLIC HEARING MAILING LIST (300 FT. RADIUS)**

APN	SITUS	OWNER	OWNER ADDRESS
03727014	302 W LOCUST ST	COTTRELL, STEVEN & AMANDA	125 N PLEASANT AVE LODI CA 95240
03727016	303 W ELM ST	LODI, CITY OF	CALL BOX 3006 LODI CA 95241
03727018	315 W ELM ST	SAN JOAQUIN, COUNTY OF	222 E WEBER ST STOCKTON CA 95202
03727038	310 W ELM ST	LODI, CITY OF	
04302201	220 W LOCUST ST	PINNELL, BETTY ANN TR	806 BEL AIR CT LODI CA95240
04302202	120 N PLEASANT AV	AMIN, BOBBY B	120 N PLEASANT AVE LODI CA 95240
04302208	207 W ELM ST	LODI, CITY OF	CALL BOX 3006 LODI CA 95241
04302209	211 W ELM ST	LODI CITY OF	CITY HALL LODI CA 95240
04302210	217 W ELM ST	LODI, CITY OF	CALL BOX 3006 LODI CA 95241
04302211	225 W ELM ST	LODI CITY OF	PO BOX 3006 LODI CA9 5241
04303109	210 W ELM ST	LODI, CITY OF	
03727030	322 W ELM ST	1ST CHURCH OF CHRIST SCIENTIST	322 W ELM ST LODI CA 95240
03727011	114 S LEE AV	SAINT JOHNS EPISCOPAL CHURCH	PO BOX 297 LODI CA 95241
03727012	310 W LOCUST ST	PROTESTANT EPISCOPAL BISHOP	PO BOX 297 LODI CA 95241
03727013	306 W LOCUST ST	BURKE, SUSAN ELAINE ETAL	11260 GOLFVIEW RD LODI CA 95240
03727015	125 N PLEASANT AVE	COTTRELL, STEVEN & AMANDA	125 N PLEASANT AVE LODI CA 95240
03727017	307 W ELM ST	DEAN, JAMES E & CAROL A TR	16 N CRESCENT AVE LODI CA 95240
03727040	108 N LEE AVE	BAUMBACH, GLEN I & C A TR ETAL	323 W ELM ST LODI CA 95240
03727041	321 W ELM ST	BAUMBACH, GLEN I & CA TR ETAL	323 W ELM ST LODI CA 95240
04302203	116 N PLEASANT AVE	VEERKAMP, BARBARA A	6393 EMBARCADERO DR STOCKTON CA 95219
04302206	109 N CHURCH ST	MEHLHAFF, FREDRICK P	2141 W LODI AVE LODI CA 95242
04302207	101 N CHURCH ST	DEJONG, ORVILLE & KAREN ETAL	16040 N TECKLENBERG RD LODI CA 95240
04302212	125 N CHURCH ST	DELTA PACIFIC ENTERPRISES	PO BOX 1360 LODI CA 95241

STEVEN & AMANDA COTTRELL
125 N PLEASANT AVE
LODI CA 95240

SAN JOAQUIN CO
222 E WEBER ST
STOCKTON CA 95202

BETTY ANN PINNELL TR
806 BEL AIR CT
LODI CA 95240

BOBBY B AMIN
120 N PLEASANT AVE
LODI CA 95240

1ST CHURCH OF CHRIST SCIENTIST
322 W ELM ST
LODI CA 95240

ST JOHN'S EPISCOPAL CHURCH
P O BOX 297
LODI CA 95241

PROTESTANT EPISCOPAL BISHOP
P O BOX 297
LODI CA 95241

SUSAN ELAINE BURKE ET AL
11260 GOLFVIEW RD
LODI CA 95240

JAMES E & CAROL A DEAN TR
16 N CRESCENT AVE
LODI CA 95240

EN I & C A BAUMBACH TR ET AL
3 W ELM ST
DI CA 95240

BARBARA A VEERKAMP
6393 EMBARCADERO DR
STOCKTON CA 95219

FREDRICK P MEHLHAFF
2141 W LODI AVE
LODI CA 95242

ORVILLE & KAREN DEJONG ET AL
16040 N TECKLENBERG RD
LODI CA 95240

DELTA PACIFIC ENTERPRISES
P O BOX 1360
LODI CA 95241



***Please immediately confirm receipt
of this fax by calling 333-6702***

CITY OF LODI
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

ADVERTISING INSTRUCTIONS

**SUBJECT: SET PUBLIC HEARING FOR OCTOBER 3, 2001
TO CONSIDER RESOLUTION OF INTENTION TO ABANDON PLEASANT
AVENUE FROM ELM STREET TO THE ALLEY NORTH OF ELM STREET TO
ACCOMMODATE THE CONSTRUCTION OF THE POLICE BUILDING**

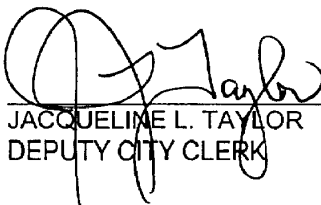
**PUBLISH DATE(s): SATURDAY, SEPTEMBER 8, 2001
SATURDAY, SEPTEMBER 22, 2001**

TEAR SHEETS WANTED: Three (3) please

SEND AFFIDAVIT AND BILL TO: SUSAN BLACKSTON, CITY CLERK
City of Lodi
P.O. Box 3006
Lodi, CA 95241-1910

DATED: SEPTEMBER 6, 2001

ORDERED BY:


JACQUELINE L. TAYLOR
DEPUTY CITY CLERK

JENNIFER M. PERRIN
DEPUTY CITY CLERK

Verify Appearance of this Legal in the Newspaper - Copy to File

Hand delivered to LNS 9/6/01 @ 11:00 a.m.
Faxed to the Sentinel at 369-1084 at _____ (time) on _____ (date) _____ (pages)
Sharon _____ Phoned to confirm receipt of all pages at _____ (time) _____ Jac _____ Jen (initials)



DECLARATION OF POSTING

On Thursday, September 7, 2001 in the City of Lodi, San Joaquin County, California, a copy of Notice of Public Hearing of the City Council of the City of Lodi to consider Resolution Of Intention To Abandon Pleasant Avenue From Elm Street To The Alley North Of Elm Street To Accommodate The Construction Of The Police Building (attached hereto, marked Exhibit "A") was posted at the following four locations:

Lodi Public Library
Lodi City Clerk's Office
Lodi City Hall Lobby
Lodi Carnegie Forum

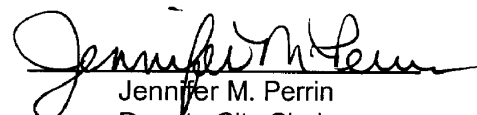
I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 7, 2001, at Lodi, California.

ORDERED BY:

SUSAN J. BLACKSTON
CITY CLERK

Jacqueline L. Taylor
Deputy City Clerk


Jennifer M. Perrin
Deputy City Clerk

NOTICE OF PUBLIC HEARING

EXHIBIT A

RESOLUTION NO. 2001-213

A RESOLUTION OF THE LODI CITY COUNCIL DECLARING ITS
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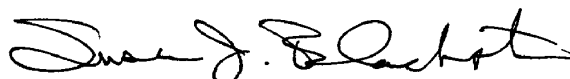
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NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



SUSAN J. BLACKSTON
City Clerk

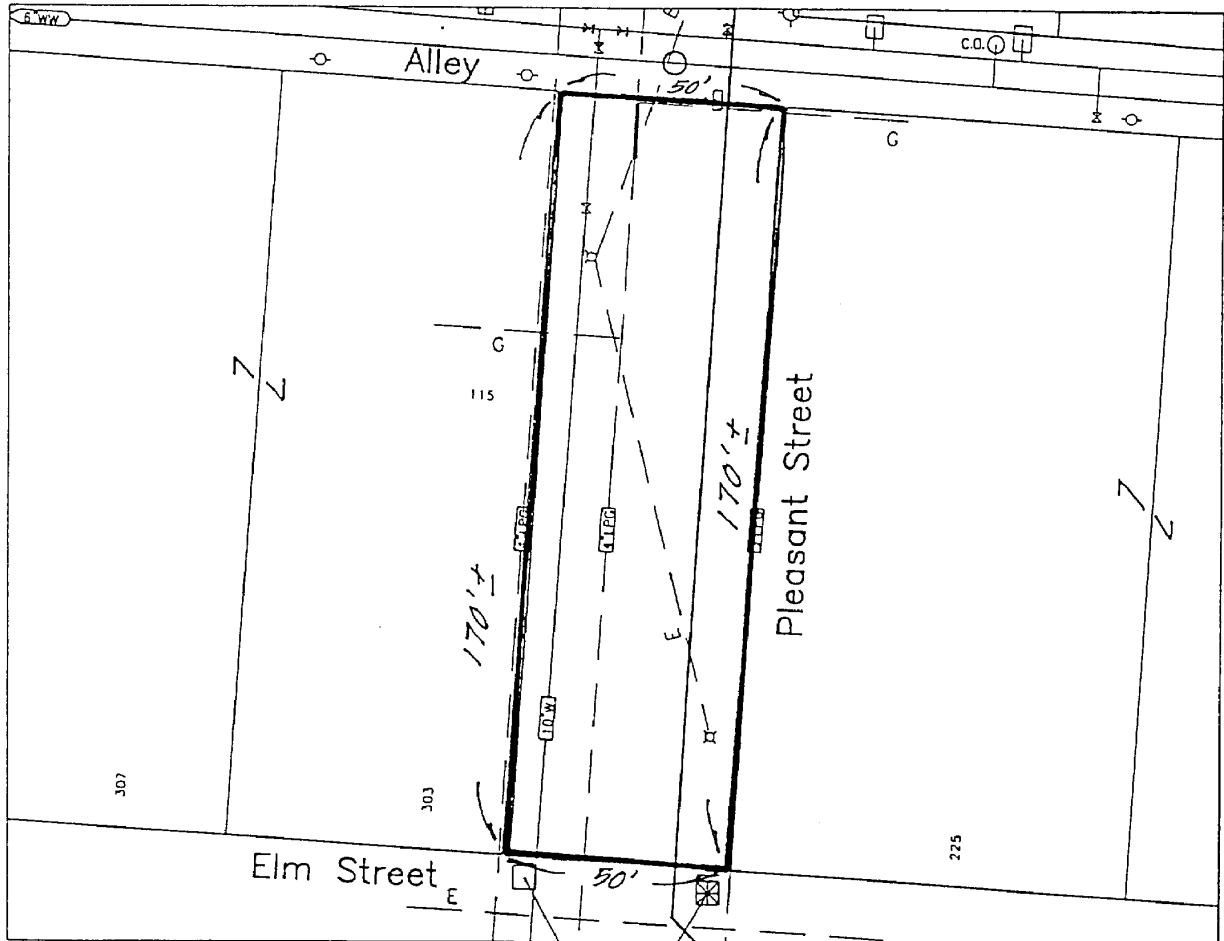
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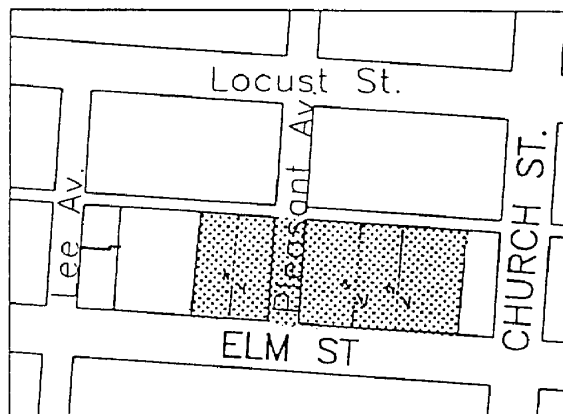
CITY OF LODI

PUBLIC WORKS DEPARTMENT

PLEASANT AVE. ABANDONMENT



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